



Federal Communications Commission
Washington, D.C. 20554

April 4, 2007

DA 07-1590
Released: April 4, 2007

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

Mission Broadcasting, Inc.
KOLR(TV)
544 Red Rock Drive
Wadsworth, OH 44281

Re: Mission Broadcasting, Inc.
KOLR(TV), Springfield, MO
Facility ID No. 28496
File No. BRCT-20051003ABA

Dear Licensee:

This refers to your license renewal application for station KOLR(TV), Springfield, MO.

Section 73.3526 of the Commission's Rules (Rules) requires a commercial broadcast licensee to maintain a public inspection file containing specific types of information related to station operations.¹ Pursuant to subsection 73.3526(e)(11)(ii), each commercial television broadcast station is required to place in its public inspection file, on a quarterly basis, records sufficient to allow substantiation of the licensee's certification, in its renewal application, of its compliance with the children's television commercial limits imposed by Section 73.670 of the Rules.² This subsection of Section 73.3526 requires licensees to place such records concerning commercial limits for each quarter in the station's public inspection file by the tenth day of the succeeding calendar quarter. Where lapses occur in maintaining the public file, neither the negligent acts nor omissions of station employees or agents, nor the subsequent remedial actions undertaken by the licensee, excuse or nullify the licensee's rule violation.³

On October 3, 2005, you filed the above-referenced license renewal application for station KOLR(TV). In response to Section IV, Question 3 of that application, you certify that, during the previous license term, station KOLR(TV) failed to place in the public inspection file at the appropriate times, all of the documentation required by Section 73.3526 of the Commission's Rules. In Exhibit 17, you state that a recent review of the station's public inspection file

¹ See 47 C.F.R. § 73.3526.

² See 47 C.F.R. § 73.670.

³ See *Padre Serra Communications, Inc.*, 14 FCC Rcd 9709 (1999) (citing *Gaffney Broadcasting, Inc.*, 23 FCC 2d 912, 913 (1970) and *Eleven Ten Broadcasting Corp.*, 33 FCC 706 (1962)); *Surrey Range Limited Partnership*, 71 RR 2d 882 (FOB 1992).

revealed that records regarding compliance with the commercial limits on children's programming for the first quarters of 1998 and 1999 were missing. You claim that the KOLR(TV) has verified its compliance with the commercial limits and has placed copies of the missing records concerning compliance with the commercial limits in the public file.

Although we do not rule out more severe sanctions for violations of this nature in the future, based upon the record before us we have determined that an admonition is appropriate at this time. Therefore, based upon the facts and circumstances before us, we ADMONISH you for the admitted violations of Section 73.3526(e)(11)(ii) of the Rules described in station KOLR(TV)'s renewal application.

Accordingly, IT IS ORDERED that, a copy of this Letter shall be sent by First Class and Certified Mail, Return Receipt Requested to the licensee at the address listed above, and to its counsel, Elizabeth Hammond, Esquire, Drinker Biddle & Reath LLP, 1500 K Street, N.W., Suite 1100, Washington, D.C. 20005.

Sincerely,

Barbara A. Kreisman
Chief, Video Division
Media Bureau